

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,  
Plaintiff,

v.

RAUL S. ZAVALA,  
Defendant.

NO. CR-05-0105-LRS

**ORDER DENYING MOTION FOR  
RECONSIDERATION**

BEFORE THE COURT is Defendant Raul Zavala's Motion For Reconsideration or Notice of Appeal of July 3<sup>rd</sup> Court Order [Ct. Rec. 179], Ct. Rec. 182, filed July 21, 2008.

DISCUSSION

Defendant Zavala argues that he was not provided with Ct. Rec. 178 and was unable to review Mr. Cikutovich's response to his motion for issuance of an order to compel petitioner's trial attorney to promptly release petitioner's entire criminal case file for appellate purposes. Based on the representations from Mr. Cikutovich in Ct. Rec. 178, the Court finds that reconsideration is not necessary to prevent a manifest injustice in this matter.

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1 Accordingly,

2 **IT IS HEREBY ORDERED:**

3 1. Defendant's Motion For Reconsideration or Notice of Appeal of  
4 July 3rd Court Order [Ct. Rec. 179], **Ct. Rec. 182**, filed July 21, 2008,  
5 is **DENIED**.

6 2. The District Court Executive is directed to enter this order and  
7 to provide copies to counsel and Defendant Zavala. The District court  
8 Executive is further directed to provide a copy of Ct. Rec. 178 to Mr.  
9 Zavala.

10 **DATED** this 26th day of November, 2008.

11 ***s/Lonny R. Suko***

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LONNY R. SUKO  
13 United States District Judge  
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